

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JEFFREY S. PATERSON,)	3:11-cv-00845-HDM-WGC
)	
Plaintiff,)	<u>MINUTES OF THE COURT</u>
)	
vs.)	May 14, 2013
)	
THE STATE OF NEVADA, ex rel.)	
NEVADA DEPARTMENT OF)	
CORRECTIONS, <i>et al.</i> ,)	
)	
Defendants.)	
_____)	

PRESENT: THE HONORABLE WILLIAM G. COBB, U.S. MAGISTRATE JUDGE

DEPUTY CLERK: KATIE OGDEN REPORTER: NONE APPEARING

COUNSEL FOR Plaintiff(S): NONE APPEARING

COUNSEL FOR DEFENDANT(S): NONE APPEARING

MINUTE ORDER IN CHAMBERS:

Before the Court is Plaintiff's request for Clarification of Identity (Doc. # 50). Plaintiff seeks to clarify "which Patterson was in the unit 7 control at the time of the Altercation." (*Id.*) Defendant has opposed (Doc. #51) on the basis that the NOTIS report Plaintiff previously requested has been made available to him and that the NOTIS report states "Chester Patterson was the officer in the control bubble..." (*Id.*) Thus, defendant concludes Plaintiff has answered his own question and the motion should be denied (defendant also asserts the time period for discovery has passed). (*Id.* at 2.)

However, Defendant has omitted a portion of Plaintiff's quotation of the NOTIS report, which reads in full as follows: "Chester Patterson was the officer in the control bubble not Derrick Patterson" (Doc. 50). This leaves the court to believe there may be some kind of confusion as to whether Chester Patterson was in the control bubble or whether it was Derrick Patterson.

The screening order entered earlier in this matter concluded that Plaintiff stated a viable civil rights claim as to correctional officers Patterson and Columbus for not providing assistance to Plaintiff when he was allegedly being assault by other inmates. (Doc. # 3 at 2.) Although it appears defendant Patterson has been dismissed from this action (Doc. # 36), it may be that ascertaining which "Patterson" was in the bubble may be important to Plaintiff's case.

By: _____ /s/
Deputy Clerk